

Friday, November 7, 1997

Daily Digest

HIGHLIGHTS

Senate passed Further Continuing Appropriations.

The House agreed to S. 858, Intelligence Authorization Conference Report—clearing the measure for the President.

The House agreed to H.R. 2264, Labor, HHS, and Education Conference Report.

The House passed H.R. 2616, Community-Designed Charter Schools Act.

The House passed H.R. 2647, Monitoring Commercial Activities of the People's Liberation Army of China.

Senate

Chamber Action

Routine Proceedings, pages S11905–S12071

Measures Introduced: Sixty bills and two resolutions were introduced, as follows: S. 1397–1456, and S. Res. 146–147.

Pages S11962–64

Measures Reported: Reports were made as follows:

H.R. 2366, to transfer to the Secretary of Agriculture the authority to conduct the census of agriculture. (S. Rept. No. 105–141)

S. 1287, to assist in the conservation of Asian elephants by supporting and providing financial resources for the conservation programs of nations within the range of Asian elephants and projects of persons with demonstrated expertise in the conservation of Asian elephants, with an amendment. (S. Rept. No. 105–142)

S. 1115, to amend title 49, United States Code, to improve one-call notification process. (S. Rept. No. 105–143)

S. 222, to establish an advisory commission to provide advice and recommendations on the creation of an integrated, coordinated Federal policy designed to prepare for and respond to serious drought emergencies, with an amendment in the nature of a substitute. (S. Rept. No. 105–144)

H.R. 1787, to assist in the conservation of Asian elephants by supporting and providing financial resources for the conservation programs of nations within the range of Asian elephants and projects of persons with demonstrated expertise in the conservation of Asian elephants.

S. 845, to transfer to the Secretary of Agriculture the authority to conduct the census of agriculture.

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Measures Passed:

Amtrak Reform and Accountability Act: Senate passed S. 738, to reform the statutes relating to Amtrak, and to authorize appropriations for Amtrak, after withdrawing the committee amendments, and agreeing to the following amendment proposed thereto:

Pages S11923–38

Hutchison Amendment No. 1609, in the nature of a substitute.

Pages S11929–30

Apalachicola-Chattahoochee-Flint River Basin Compact: Senate passed H.J. Res. 91, granting the consent of Congress to the Apalachicola-Chattahoochee-Flint River Basin Compact, clearing the measure for the President.

Page S11923

Alabama-Coosa-Tallapoosa River Basin Compact: Senate passed H.J. Res. 92, granting consent of the Congress to the Alabama-Coosa-Tallapoosa River Basin Compact, clearing the measure for the President.

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Retirement Income Savings: Committee on Labor and Human Resources was discharged from further consideration of H.R. 1377, to amend title I of the Employee Retirement Income Security Act of 1974 to encourage retirement income savings, and the bill was then passed, after agreeing to the following amendment proposed thereto:

Pages S12058–59

Lott (for Grassley) Amendment No. 1612, in the nature of a substitute.

Pages S12058–59

Clone Pager Authority: Senate passed S. 170, to provide for a process to authorize the use of clone pagers. **Pages S12059–61**

Indian Mineral Rights: Senate passed S. 1079, to permit the mineral leasing of Indian land located within the Fort Berthold Indian Reservation in any case in which there is consent from a majority interest in the parcel of land under consideration for lease, after agreeing to a committee amendment in the nature of a substitute. **Page S12061**

Kennedy Center Parking Improvement: Senate passed H.R. 1747, to amend the John F. Kennedy Center Act to authorize the design and construction of additions to the parking garage and certain site improvements, clearing the measure for the President. **Pages S12061–62**

New Mexico Center for Performing Arts: Senate passed S. 1417, to provide for the design, construction, furnishing and equipping of a Center for Performing Arts within the complex known as the New Mexico Hispanic Cultural Center. **Pages S12062–63**

Testimony and Document Authority: Senate agreed to S. Res. 147, to authorize testimony, production of documents, and representation in First American Corp., et al. V. Sheikh Zayed Bin Sultan Al-Nahyan, et al. **Pages S12063–64**

Missile Technology Proliferation: Senate agreed to S. Con. Res. 48, expressing the sense of Congress regarding proliferation of missile technology from Russia to Iran. **Pages S12064–65**

Continuing Appropriations: Senate passed H.J. Res. 101, making further continuing appropriations for the fiscal year 1998, clearing the measure for the President. **Page S12058**

Highway Authorizations: Senate passed S. 1454, to provide a 6-month extension of highway, highway safety, and transit programs pending enactment of a law reauthorizing the Intermodal Surface Transportation Efficiency Act of 1991. **Pages S12065–69**

Haffenreffer Museum: Senate passed S. 1455, to provide financial assistance for the relocation and expansion of Haffenreffer Museum of Anthropology, Providence, Rhode Island. **Pages S12069–70**

Fort Peck Dam Interpretive Center: Senate passed S. 1456, to authorize an interpretive center at Fort Peck Dam, Montana. **Page S12069**

Adoption of Amendment Vitiating: By unanimous-consent, adoption of Inhofe Amendment No. 1602, to establish a research and monitoring program for the national ambient air quality standards for ozone and particulate matter and to reinstate the original standards under the Clean Air Act, agreed

to on Thursday, November 6, to S. 1269, Reciprocal Trade Agreement, was vitiated. **Page S11922**

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the following treaty:

South Pacific Regional Environment Programme Agreement (Treaty Doc. 105–32).

The treaty was transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed. **Page S12058**

Appointment:

Panel to Review Long-Range Air Power: The Chair, pursuant to Public Law 105–56, and on behalf of the Majority Leader, announced the appointment of the following individuals as members of the Panel to Review Long-Range Air Power: Samuel D. Adcock, of Virginia, and Merrill A. McPeak, of Oregon. **Page S12058**

Nominations Confirmed: Senate confirmed the following nominations:

By 93 yeas to 6 nays (Vote No. 297 EX), Christina A. Snyder, of California, to be United States District Judge for the Central District of California.

Pages S11922, S11938–40, S12071

Jerome B. Friedman, of Virginia, to be United States District Judge for the Eastern District of Virginia.

Saul N. Ramirez, Jr., of Texas, to be an Assistant Secretary of Housing and Urban Development.

Cheryl F. Halpern, of New Jersey, to be a Member of the Broadcasting Board of Governors for a term expiring August 13, 1999.

Nancy H. Rubin, of New York, for the rank of Ambassador during her tenure of service as Representative of the United States of America on the Human Rights Commission of the Economic and Social Council of the United Nations.

Kirk K. Robertson, of Virginia, to be Executive Vice President of the Overseas Private Investment Corporation.

John M. Campbell, of the District of Columbia, to be Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

Anita M. Josey, of the District of Columbia, to be Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

Betty Eileen King, of Maryland, to be Representative of the United States of America on the Economic and Social Council of the United Nations, with the rank of Ambassador.

Terrence J. Brown, of Virginia, to be an Assistant Administrator of the Agency for International Development.

Seth Waxman, of the District of Columbia, to be Solicitor General of the United States.

Stanley Marcus, of Florida, to be United States Circuit Judge for the Eleventh Circuit.

A. Peter Burleigh, of California, to be a Representative of the United States of America to the Sessions of the General Assembly of the United Nations during his tenure of service as Deputy Representative of the United States of America to the United Nations.

Bill Richardson, of New Mexico, to be a Representative of the United States of America to the Sessions of the General Assembly of the United Nations during his tenure of service as Representative of the United States of America to the United Nations.

Richard Sklar, of California, to be an Alternate Representative of the United States of America to the Sessions of the General Assembly of the United Nations during his tenure of service as Representative of the United States of America to the United Nations for UN Management and Reform.

Norman K. Moon, of Virginia, to be United States District Judge for the Western District of Virginia.

Mark Erwin, of North Carolina, to be a Member of the Board of Directors of the Overseas Private Investment Corporation for a term expiring December 17, 1999.

Betty Eileen King, of Maryland, to be an Alternate Representative of the United States of America to the Sessions of the General Assembly of the United Nations during her tenure of service as Representative of the United States of America on the Economic and Social Council of the United Nations.

Harriet C. Babbitt, of Arizona, to be Deputy Administrator of the Agency for International Development.

Thomas H. Fox, of the District of Columbia, to be an Assistant Administrator of the Agency for International Development.

Carl Spielvogel, of New York, to be a Member of the Broadcasting Board of Governors for a term expiring August 13, 1999. (Reappointment)

William Dale Montgomery, of Pennsylvania, to be Ambassador to the Republic of Croatia.

Linda Key Breathitt, of Kentucky, to be a Member of the Federal Energy Regulatory Commission for a term expiring June 30, 2002.

Curt Hebert, Jr., of Mississippi, to be a Member of the Federal Energy Regulatory Commission for the remainder of the term expiring June 30, 1999.

Pages S11960–61, S12071

Nominations Received: Senate received the following nominations:

Donald J. Barry, of Wisconsin, to be Assistant Secretary for Fish and Wildlife.

Joan Avalyn Dempsey, of Virginia, to be Deputy Director of Central Intelligence for Community Management.

Alan Greenspan, of New York, to be United States Alternate Governor of the International Monetary Fund for a term of five years.

Winter D. Horton, Jr., of Utah, to be a Member of the Board of Directors of the Corporation for Public Broadcasting for a term expiring January 31, 2002.

Robert J. Shapiro, of the District of Columbia, to be Under Secretary of Commerce for Economic Affairs.

Elaine D. Kaplan, of the District of Columbia, to be Special Counsel, Office of Special Counsel, for the term of five years.

Robert T. Dawson, of Arkansas, to be United States District Judge for the Western District of Arkansas.

Wilma A. Lewis, of the District of Columbia, to be United States Attorney for the District of Columbia for the term of four years.

1 Army nomination in the rank of general.

Page S12070

Nomination Withdrawn: Senate received notification of the withdrawal of the following nomination:

James S. Ware, of California, to be United States Circuit Judge for the Ninth Circuit, which was received by the Senate on June 27, 1997. Page S12071

Messages From the House: Pages S11961–62

Measures Referred: Page S11962

Executive Reports of Committees: Page S11962

Statements on Introduced Bills: Pages S11964–S12022

Additional Cosponsors: Pages S12022–23

Amendments Submitted: Pages S12028–37

Notice of a Cancellation of a Hearing: Page S12037

Authority for Committees: Page S12037

Additional Statements: Pages S12037–58

Record Votes: One record vote was taken today. (Total—297) Page S11940

Adjournment: Senate convened at 9:30 a.m., and adjourned at 8:40 p.m., until 12 noon, on Saturday, November 8, 1997. (For Senate's program, see the remarks of the Majority Leader in today's Record on page S12070.)

Committee Meetings

(Committees not listed did not meet)

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported the nominations of Robert M. Walker, of Tennessee, to be Under Secretary of the Army, Jerry MacArthur Hultin, of Virginia, to be Under

Secretary of the Navy, F. Whitten Peters, of the District of Columbia, to be Under Secretary of the Air Force, and 32 routine military nominations in the Air Force, Army, and Navy.

NOMINATION

Select Committee on Intelligence: Committee ordered favorably reported the nomination of Robert M. McNamara, Jr., of Maryland, to be General Counsel of the Central Intelligence Agency.

House of Representatives

Chamber Action

Bills Introduced: 62 public bills, H.R. 2864–2925; 2 private bills, H.R. 2926–2927; and 8 resolutions, H.J. Res. 101–102, H. Con. Res. 185–189, and H. Res. 312, were introduced. **Pages H10344–47**

Reports Filed: Reports were filed as follows:

H.R. 2578, to amend the Immigration and Nationality Act to extend the visa waiver pilot program, and to provide for the collection of data with respect to the number of non-immigrants who remain in the United States after the expiration of the period of stay authorized by the Attorney General (H. Rept. 105–387);

Gulf War Veterans' Illnesses: VA, DOD, Continue to Resist Strong Evidence Linking Toxic Causes to Chronic Health Effects (H. Rept. 105–388);

H.J. Res. 95, granting the consent of Congress to the Chickasaw Trail Economic Development Compact (H. Rept. 105–389);

Conference report on H.R. 2264, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998 (H. Rept. 105–390);

H. Res. 311, providing for consideration of certain resolutions in preparation for the adjournment of the first session sine die (H. Rept. 105–391); and

Conference report on S. 1026, to reauthorize the Export-Import Bank of the United States (H. Rept. 105–392); **Pages H10210–H10304, H10314–16, H10344**

Motion to Adjourn: Rejected the Pallone motion to adjourn by a yeas and nays vote of 85 yeas to 308 nays, Roll No. 606. **Pages H10175–76**

Extension of Remarks: Agreed by unanimous consent that members may have until publication of the last edition of the Congressional Record authorized for the First Session by the Joint Committee on

Printing to revise and extend their remarks and to include brief, related extraneous material on any matter occurring before the adjournment of the First Session Sine Die. **Page H10175**

Intelligence Authorization Conference Report: The House agreed to the conference report on S. 858, to authorize appropriations for fiscal year 1998 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, by a yeas and nays vote of 385 yeas to 36 nays, Roll No. 607—clearing the measure for the President. **Pages H10176–82**

Pursuant to the unanimous consent agreement of October 30, it was made in order to waive all points of order against the conference report and against its consideration, and to consider it as read when called up. **Page H10176**

Community-Designed Charter Schools Act: The House passed H.R. 2616, to amend titles VI and X of the Elementary and Secondary Education Act of 1965 to improve and expand charter schools, by a recorded vote of 367 yeas to 57 nays, Roll No. 611. The House completed general debate and began considering amendments to the bill on Nov. 4. **Pages H10182–H10200**

Agreed to table the motion to reconsider the vote by a recorded vote of 256 yeas to 163 nays, Roll No. 612. **Pages H10199–H10200**

Agreed To:

The Martinez amendment, as modified, that provides for the completion of the national study of charter schools and related studies that evaluate student achievement; **Pages H10183–86**

The Smith of Oregon amendment that extends to the State of Oregon the eligibility to receive program grants; **Pages H0186–87**